

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.T.SANKARAN

FRIDAY, THE 20TH APRIL 2007 / 30TH CHAITHRA 1929

Bail Appl..No. 2398 of 2007()
(Crime No. 84/2007 of Thrithala Police Station)

: PETITIONERS/ACCUSED 1 TO 4

1. IBRAHIMKUTTY @ KUNJUMON,
AGED 45 YEARS, S/O.MOHAMMED, THARUVALAPPIL
HOUSE, K.K.JUNCTION, PONNANI, MALAPPURAM
DISTRICT.
2. SIDDHIQUE, AGED 42 YEARS,
S/O.MOHAMMED, DO. DO.
3. KUNHATHUMMA, AGED 85 YEARS,
W/O.MOHAMMED, DO. DO.
4. P.T.AHAMMEDKUTTY, AGED 60 YEARS,
S/O.BAPPU, PALATT THARAYIL HOUSE,
CHAMRAVATTAN JUNCTION, PONNANI, MALAPPURAM
DISTRICT.

BY ADV. SRI.SANTHEEP ANKARATH

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM, REPRESENTING THE SUB INSPECTOR OF
POLICE, THRITHALA POLICE STATION.

BY ADV.SHRI.K.V.SIVAKUMAR, PUBLIC PROSECUTOR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 20/04/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

K.T.SANKARAN, J.

B.A. No. 2398 of 2007

Dated this the 20th day of April, 2007

ORDER

The petitioners are the accused in Crime No. 85/2007 of Thrithala Police Station. They seek for anticipatory bail under Section 438 of Code of Criminal Procedure. The offence alleged against the petitioners is under Sec. 498 A of the IPC.

2. Heard the learned counsel for the petitioners and the learned Public Prosecutor. The learned Public Prosecutor, on instructions, submits that the Investigating Officers have come to the conclusion that accused Nos. 3 & 4 are not really involved in the offence. In the nature of the allegations in the complaint and in the facts and circumstances of the case, I am inclined to grant anticipatory bail to the petitioners 1 & 2. In view of the submission made by the learned Public Prosecutor that accused Nos. 3 & 4 are not involved in the case, no separate order need be passed in their favour.

3. In case petitioners 1 & 2 are arrested, they shall be released on bail by the Arresting Officer on their executing a bond

for Rs. 25,000/- (Rupees twenty five thousand only) each with two solvent sureties each for the like amount to the satisfaction of the Arresting Officer. The petitioners 1 & 2 shall appear before the Investigating Officer on every Monday between 9 am - 11 am till final report is filed.

The bail application is allowed as above.

(K.T.SANKARAN, JUDGE)

jg